1 STEVEN F. GRUEL (CSBN 213148) Attorney at Law 2 655 Montgomery Street, Suite 1700 3 San Francisco, California 94122 Telephone Number (415) 989-1253 Fax Number (415) 576-1442 attystevengruel@sbcglobal.net 4 5 Attorney for Donald Clyburn 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 SAN FRANCISCO DIVISION 10 11 UNITED STATES OF AMERICA, No. CR-07-0473-PJH 12 Plaintiff. NOTICE OF SUBSTITUTION OF COUNSEL AND 13 Vs. [PROPOSED] ORDER 14 DONALD CLYBURN, Honorable Phyllis J. Hamilton 15 Defendant. 16 17 18 TO THE COURT AND ALL PARTIES, please take notice that Defendant Donald Clyburn 19 hereby elects to substitute counsel in the above matter. Specifically, former counsel, attorney 20 Eric M. Safire, 2431 Fillmore Street, San Francisco, California is substituted with new counsel 21 attorney Steven F. Gruel, 655 Montgomery Street, Suite 1700, San Francisco, California 94111. 22 The original signatures to this Notice of Substitution of Counsel will be maintained by attorney 23 Steven F. Gruel, with copies to Mr. Clyburn and Mr. Safire. Electronic signatures on this Notice 24 of Substitution of Counsel will be filed with the Court. 25 26 NOTICE OF SUBSTITUTION OF COUNSEL AND [PROPOSED] ORDER

THE FOLLOWING CONSENT to this substitution:

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Dated: September 5, 2007

D CLYBURN

Defendant

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Dated: August 30, 2007

/s/ ERIC M. SAFIRE, Esquire

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Dated: August 30, 2007

9/10/07

STEVEN F. GRUEL, Esquire

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[PROPOSED] ORDER

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The Substitution of Counsel is HEREBY GRANTED.

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Dated:

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Norther Judge Phyllis J. Hamilton

NOTICE OF SUBSTITUTION OF COUNSEL AND [PROPOSED] ORDER